

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of)
) Agenda Documents:
Case Closures Under) No. X01-118
Enforcement Priority) No. X01-118-A
) No. X01-118-B

AMENDED CERTIFICATION

I, Darlene Harris, recording secretary for the Federal Election Commission executive session on November 6, 2001, do hereby certify that the Commission took the following actions in the above-captioned matter:

A. Decided by a vote of 6-0 to take the following actions in MUR 5059: ✓

1. Find reason to believe in MUR 5059 that the Sand for Senate 2000 Committee and Chad R. McCabe, as treasurer, violated 2 U.S.C. § 434(a).
2. Send an admonishment letter.
3. Take no action with respect to all other respondents in MUR 5059.
4. Close the file effective November 20, 2001 (two weeks from the date of the Commission vote).
5. Approve the appropriate letters.

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Commissioners Mason, McDonald, Sandstrom, Smith, Thomas,
and Wold voted affirmatively for the decision.

B. Decided by a vote of 6-0 to take the
following actions in MUR 5061:

1. Find reason to believe in MUR 5061 that
Brannen for Congress, Inc., and
William H. Barry, III, as treasurer,
violated 2 U.S.C. § 441d.
2. Send an admonishment letter.
3. Take no action with respect to all
other respondents in MUR 5061.
4. Close the file effective November 20,
2001 (two weeks from the date of the
Commission vote).
5. Approve the appropriate letters.

Commissioners Mason, McDonald, Sandstrom, Smith, Thomas,
and Wold voted affirmatively for the decision.

C. Decided by a vote of 6-0 to take the
following actions in MUR 5130:

1. Find reason to believe in MUR 5130 that
Simmons for Congress and Anne Simeone,
as treasurer, violated 2 U.S.C. § 441d.
2. Send an admonishment letter.

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3. Take no action with respect to all other respondents in MUR 5130.
4. Close the file effective November 20, 2001 (two weeks from the date of the Commission vote).
5. Approve the appropriate letters.

Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Wold voted affirmatively for the decision.

D. Decided by a vote of 6-0 to take the following actions in MUR 5160:

1. Find no reason to believe that any of the named respondents in MUR 5160 violated any provision of the Federal Election Campaign Act, as a result of the activities described in the complaint.
2. Close the file effective November 20, 2001 (two weeks from the date of the Commission vote).
3. Approve the appropriate letters.

Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Wold voted affirmatively for the decision.

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E. Decided by a vote of 6-0 to take the
following actions in MUR 5189:

1. Find no reason to believe that any of the named respondents in MUR 5189 violated any provision of the Federal Election Campaign Act, as a result of the activities described in the complaint.
2. Close the file effective November 20, 2001 (two weeks from the date of the Commission vote).
3. Approve the appropriate letters.

Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Wold voted affirmatively for the decision.

F. Decided by a vote of 6-0 to take the
following actions in MUR 5195:

1. Find no reason to believe that any of the named respondents in MUR 5195 violated any provision of the Federal Election Campaign Act, as a result of the activities described in the complaint.
2. Close the file effective November 20, 2001 (two weeks from the date of the Commission vote).
3. Approve the appropriate letters.

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Commissioners Mason, McDonald, Sandstrom, Smith, Thomas,
and Wold voted affirmatively for the decision.

**G. Failed by a vote of 3-3 to take the
following action in MUR 5196:**

Find no reason to believe that any of
the named respondents in MUR 5196
violated 2 U.S.C. § 441d.

Commissioners Mason, Smith, and Wold voted affirmatively
for the motion. Commissioners McDonald, Sandstrom, and Thomas
dissented.

**H. Decided by a vote of 6-0 to take the
following actions in MUR 5196:**

1. Take no action in MUR 5196..
2. Close the file effective November 20,
2001 (two weeks from the date of the
Commission vote).
3. Approve the appropriate letters.

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Commissioners Mason, McDonald, Sandstrom, Smith, Thomas,
and Wold voted affirmatively for the decision.

**J. Failed by a vote of 2-3 to take the
following actions in Pre-MUR 395:**

- 1. Direct the Office of General Counsel
(OGC) to maintain Pre-MUR 395 on the
Central Enforcement Docket.**
- 2. Present the matter for Commission
consideration with the next report
on case-closures; unless OGC
determines that this matter should
be activated before circulation of
the next report on Case Closures
Under Enforcement Priority (EPS).**

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Commissioners McDonald and Thomas voted affirmatively for the motion. Commissioners Mason, Smith, and Wold dissented. Commissioner Sandstrom abstained.

K. Decided by a vote of 6-0 to take the following actions in Pre-MUR 395:

1. Close the file in Pre-MUR 395 effective November 20, 2001 (two weeks from the date of the Commission vote).
2. Approve the appropriate letters.

Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Wold voted affirmatively for the decision.

L. Decided by a vote of 6-0 to take the following actions in MUR 4948:

1. Take no action in MUR 4948.
2. Close the file effective November 20, 2001 (two weeks from the date of the Commission vote).
3. Approve the appropriate letters.

Commissioners Mason, McDonald, Sandstrom, Smith, Thomas, and Wold voted affirmatively for the decision.

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M. Decided by a vote of 5-0 to take the
following actions in MUR 5032:

1. Take no action in MUR 5032.
2. Close the file effective November 20, 2001 (two weeks from the date of the Commission vote).
3. Approve the appropriate letters.

Commissioners Mason, McDonald, Smith, Thomas, and Wold voted affirmatively for the decision. Commissioner Sandstrom recused himself from consideration of MUR 5032; he did not vote.

N. Decided by a vote of 6-0 to take the following
actions in ADR 027/MUR 5062:

Take no action, close the file effective November 20, 2001 (two weeks from the date of the Commission vote), and approve the appropriate letters in ADR 027 (formerly MUR 5062) with respect to the following respondents:

Verdegaal Brothers, Inc.; Overland Stock Yards; E & B Landscape and Garden Supplies, Inc.; Westside Chemical Company; Quick Signs, Inc.; Gregory Schneider; Western Building Properties Association; Orosi Swap Meet; Schaller Bail Bonds; Triple B Farms; and Arvel Legal Systems.

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Commissioners Mason, McDonald, Sandstrom, Smith, Thomas,
and Wold voted affirmatively for the decision.

Attest:

November 9, 2001
Date

Darlene Harris
Darlene Harris
Deputy Secretary of
the Commission

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